

Chapter 293

(House Bill 1032)

AN ACT concerning

Public Safety – Transport of Weapons on School Property – Retired Law Enforcement Officers

FOR the purpose of providing that a certain prohibition on carrying or possessing a certain weapon on public school property does not include a certain retired law enforcement officer who is a parent, guardian, or visitor of a student attending a school located on the public school property under certain circumstances; and generally relating to retired law enforcement officers.

BY repealing and reenacting, with amendments,
 Article – Criminal Law
 Section 4–102
 Annotated Code of Maryland
 (2012 Replacement Volume and 2014 Supplement)

SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND,
 That the Laws of Maryland read as follows:

Article – Criminal Law

4–102.

(a) This section does not apply to:

(1) a law enforcement officer in the regular course of the officer's duty;

(2) an off-duty law enforcement officer **OR A PERSON WHO HAS RETIRED AS A LAW ENFORCEMENT OFFICER IN GOOD STANDING FROM A LAW ENFORCEMENT AGENCY OF THE UNITED STATES, THE STATE, OR A LOCAL UNIT IN THE STATE** who is a parent, guardian, or visitor of a student attending a school located on the public school property, provided that:

(i) the officer **OR RETIRED OFFICER** is displaying the officer's **OR RETIRED OFFICER'S** badge or credential; ~~and~~

(ii) the weapon carried or possessed by the officer **OR RETIRED OFFICER** is concealed; **AND**

(III) THE OFFICER OR RETIRED OFFICER IS AUTHORIZED TO CARRY A CONCEALED HANDGUN IN THE STATE;

(3) a person hired by a county board of education specifically for the purpose of guarding public school property;

(4) a person engaged in organized shooting activity for educational purposes; or

(5) a person who, with a written invitation from the school principal, displays or engages in a historical demonstration using a weapon or a replica of a weapon for educational purposes.

(b) A person may not carry or possess a firearm, knife, or deadly weapon of any kind on public school property.

(c) (1) Except as provided in paragraph (2) of this subsection, a person who violates this section is guilty of a misdemeanor and on conviction is subject to imprisonment not exceeding 3 years or a fine not exceeding \$1,000 or both.

(2) A person who is convicted of carrying or possessing a handgun in violation of this section shall be sentenced under Subtitle 2 of this title.

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect October 1, 2015.

Approved by the Governor, May 12, 2015.